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FACSIMILE COVER SHEET

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Receiver: Examiner Monique M. Wills
USPTO

FAX # : 571-273-8300

Sender: James E. Austin

Application No: 10/772,157

Re: Response to Second Species Election Requirement
Our File No.: PLUSP036

Pages Including Cover Sheet(s): 3

MESSAGE:

Please see attached.

Response to Second Species Election Requirement

2 pages

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Beyer Weaver LLP • 500 14th Street, Suite 200, Oakland, CA 94607 • Phone 510.663.1100 • Fax 510.663.0920 • www.beyeralaw.com
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JUL 23 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Visco et al.

Attorney Docket No.: PLUSP036

Application No.: 10/772,157

Examiner: Monique M. Wills

Filed: February 3, 2004

Group: 1745

Title: ACTIVE METAL/AQUEOUS
ELECTROCHEMICAL CELLS AND
SYSTEMS

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being transmitted by facsimile to fax number 571-273-8300 to the U.S. Patent and Trademark Office on July 23, 2007.

Signed:



Deborah Neill

RESPONSE TO SECOND SPECIES ELECTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Species Election Requirement mailed June 29, 2007.

Applicants hereby elect, without traverse, the identified species sea water, to initially prosecute in the above-identified patent application.

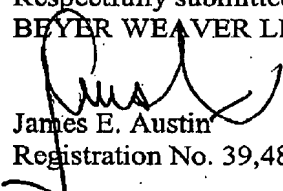
The claims readable on the elected species are claims 1-3, 8-12, 15-21, 23, 44, 45 and 48-63. Claim 8 is generic for the elected species.

It is understood that upon allowance of a generic claim, Applicants will be entitled to consideration of claims to additional species which depend from or otherwise require all the limitations of an allowable generic claim.

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PLUSP036

If any fees are due in connection with the filing this Response to Restriction Requirement, the Commissioner is hereby authorized to charge such fees to Deposit Account 500388 (Order No. PLUSP036).

Respectfully submitted,
BEYER WEAVER LLP



James E. Austin
Registration No. 39,489

P.O. Box 70250
Oakland, CA 94612-0250
(510) 663-1100

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